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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 JAMALL BAKER,

10 Plaintiff,

Case No. C17-1678 RSL-MAT

11 v.
12 JERALD GRANT, et al.,

Defendants.

13
14 ORDER ADOPTING REPORT AND
15 RECOMMENDATION

16 Having reviewed the Report and Recommendation of the Honorable Mary Alice Theiler,
17 United States Magistrate Judge, any objections or responses to that, and the remaining record, the
18 Court finds and ORDERS:

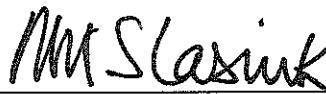
19 (1) The Court ADOPTS the Report and Recommendation;
20 (2) Defendants' motion to dismiss (Dkt. 18) is GRANTED, and plaintiff's amended
complaint be dismissed without prejudice;
21 (3) Plaintiff's motion for leave to amend (Dkt. 24) is GRANTED in part and DENIED
in part. Plaintiff may proceed with his First Amendment retaliation claims against Officers Grant
22 and Neely and his Eighth Amendment claims against Officer Grant and Sergeant Clayton. All
23 other claims and defendants are DISMISSED;

1 (4) Plaintiff's motion for a temporary restraining order and preliminary injunction
2 (Dkt. 31) is DENIED;

3 (5) This matter is RE-REFERRED to Judge Theiler for further proceedings; and

4 (6) The Clerk is directed to send copies of this Order to the parties and to Judge Theiler.

5 Dated this 17th day of July, 2018.

6 
7 ROBERT S. LASNIK
United States District Judge